

# OFFICIAL GAZETTE

## GOVERNMENT OF GOA, DAMAN AND DIU

### EXTRAORDINARY

No. 2

GOVERNMENT OF GOA, DAMAN AND DIU

Law Department

Legal Affairs Branch

Notification

LD/1/86-L.A.B./756

The Constitution (Distribution of Revenues) Order, 1986 (C.O.126); the Constitution (Distribution of Revenues) No. 2 Order, 1986 (C.O.127) and the Constitution (Distribution of Revenues) No. 3 Order, 1986 (C.O.128) made by the President of India and published in the Gazette of India, Extraordinary, Part II, Section 3, sub-section (i) dated the 25th March, 1986 are hereby republished for general information.

P. V. Kadnekar, Under Secretary (Law).

Panaji, 4th August, 1986.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

Notification

New Delhi, the 25th March, 1986

G.S.R. 532 (E). — The following Order made by the President is published for general information: —

"C.O. 126"

#### THE CONSTITUTION (DISTRIBUTION OF REVENUES) ORDER, 1986

In exercise of the powers conferred by article 275 of the Constitution, the President, after having considered the recommendations of the Finance Commission, hereby makes the following Order, namely: —

1. This Order may be called the Constitution (Distribution of Revenues) Order, 1986.
2. The General Clauses Act, 1897 (10 of 1897) shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.
3. (1) In accordance with the provisions of clause (1) of article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 1985, as grants-in-aid of the revenues of —
  - (a) each of the States specified in column (1) of the Table below, the sums specified against it in each of the columns (2) to (11) of the said Table, towards expenditure of capital nature, on

programmes for upgradation of standards relating to the administration of the sectors and services mentioned in those columns:—

TABLE

State	For upgradation of standards relating to									
	Police	Educa- tion	Jail	Tribal	Health	Judicial	District and revenue	Treasury and accounts	Training	Special problems
1	2	3	4	5	6	7	8	9	10	11
(Rupees in Lakhs)										
Andhra Pradesh ...	180.94	299.20	171.26	147.25	110.72	147.52	90.38	15.25	29.41	...
Assam ...	296.93	576.10	164.40	82.85	54.86	66.35	9.20	5.75	15.35	...
Bihar ...	630.12	968.80	254.53	353.05	159.93	178.80	33.24	9.75	46.22	...
Himachal Pradesh ...	47.83	175.35	6.73	12.23	23.56	15.83	19.55	6.90	7.71	10.00
Jammu and Kashmir ...	447.70	174.18	145.85	...	33.50	35.39	24.78	7.22	14.27	49.60
Kerala ...	136.09	...	22.46	6.15	31.26	77.22	12.74	9.75	30.51	...
Madhya Pradesh ...	840.22	...	1282.95	482.20	36.93	46.95	73.65	14.50	38.00	200.00
Manipur ...	81.93	208.54	88.14	33.54	12.97	5.19	6.47	3.32	2.70	40.00
Meghalaya ...	38.12	168.11	116.97	...	9.08	3.25	2.21	3.32	2.04	...
Nagaland ...	0.42	61.23	156.11	...	7.35	4.84	7.47	3.97	4.12	...
Orissa ...	276.21	398.30	77.68	414.20	49.21	31.87	79.25	8.75	16.11	...
Punjab ...	...	...	...	...	...	...	...	...	...	200.00
Rajasthan ...	137.83	...	104.30	94.40	58.85	54.47	62.14	5.75	25.70	200.00
Sikkim ...	46.92	...	0.75	1.90	5.84	1.10	0.64	3.00	2.00	10.00
Tripura ...	120.11	98.67	4.07	11.97	11.89	3.25	4.46	...	...	...
Uttar Pradesh ...	1243.35	...	455.63	1.65	232.42	81.25	126.15	18.25	53.60	...
West Bengal ...	1293.77	775.90	337.28	94.20	75.81	73.05	40.50	6.75	25.34	...

Provided that the sums specified above shall be expended on programmes formulated by the State Governments for upgrading the standards relating to the administration of the sectors and services specified above and approved by the Central Government:

Provided further that the amount of grant specified above against any administration is subject to adjustment within the financial years commencing on the 1st day of April, 1986, 1987 and 1988 against the actual expenditure incurred on approved programme or programmes relating to such administration, as revealed in the accounts of those years.

(b) each of the States specified in column (1) of the Table below, the sums specified against it in each of the columns (2) to (6) of the said Table, towards expenditure of revenue and capital nature, on programmes approved by the Central Government for upgrading the standards relating to the administration of the sectors and services mentioned in those columns, incurred in the financial year commencing on the 1st day of April, 1984:—

TABLE

State	For upgradation of standards relating to				
	Judicial administration	Police administration	Jail administration	Revenue, District and Tribal administrations	Stamps, Registration and Treasury administrations
1	2	3	4	5	6
(Rupees in lakhs)					
Bihar ...	...	32.11	...	22.00	...
Jammu and Kashmir ...	...	72.97	...	...	...
Kerala ...	2.56	...	...	...	...
Madhya Pradesh ...	...	0.69	45.73	20.27	...
Meghalaya ...	...	...	6.40	0.74	...
Sikkim ...	...	1.20	...	...	...
Tamil Nadu ...	...	...	166.74	...	...
Tripura ...	0.10	...	...	...	1.10
Uttar Pradesh ...	14.88	...	...	...	...
West Bengal ...	...	240.67	...	...	...

Provided that if the actual expenditure on such approved programme or programmes relating to any administration as revealed in the accounts of that year is lower than the amount of grant specified above against that administration, the amount so paid in excess shall be adjusted against any sum or sums which may become payable to that State in any of the succeeding years for any other purpose.

financial year commencing on the 1st day of April, 1985 shall be in addition to the sum or sums payable to that State in that financial year in pursuance of sub-paragraph (1) of paragraph 4 of the Constitution (Distribution of Revenues) Order, 1985.

ZAIL SINGH,  
President.

(2) Any sum or sums payable under clauses (a) and (b) of sub-paragraph (1) to any State in the

[No. F. 19(1)/86-LI]  
S. RAMAIAH, Secy.

## Notification

New Delhi, the 25th March, 1986

G.S.R. 534 (E).—The following Order made by the President is published for general information:—

“C.O. 127”

THE CONSTITUTION (DISTRIBUTION OF REVENUES) No. 2 ORDER, 1986

In exercise of the powers conferred by article 275 of the Constitution, the President, after having considered the recommendations of the Finance Commission, hereby makes the following Order, namely:—

1. This Order may be called the Constitution (Distribution of Revenues) No. 2 Order, 1986.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. (1) In accordance with the provisions of clause (1) of article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 1985 as grants-in-aid of the revenues of each of the States specified below, the sums specified against it as representing the share of the Central Government of the margin money towards affording relief in connection with natural calamities in the States:—

State	Rupees in lakhs
Andhra Pradesh ... ..	1225.00
Assam ... ..	362.50
Bihar ... ..	1687.50
Gujarat ... ..	1437.50
Haryana ... ..	225.00
Himachal Pradesh ... ..	87.50
Jammu and Kashmir ... ..	75.00
Karnataka ... ..	300.00
Kerala ... ..	250.00
Madhya Pradesh ... ..	237.50
Maharashtra ... ..	362.50
Manipur ... ..	12.50
Meghalaya ... ..	12.50
Nagaland ... ..	12.50
Orissa ... ..	1312.50
Punjab ... ..	300.00
Rajasthan ... ..	837.50
Sikkim ... ..	12.50
Tamil Nadu ... ..	437.50
Tripura ... ..	37.50
Uttar Pradesh ... ..	1625.00
West Bengal ... ..	1184.41

Provided that the sums specified above shall be expended in the financial year commencing on the 1st day of April, 1985 on measures for affording relief in connection with natural calamities in the States:

Provided further that if the actual expenditure on relief measures as revealed in the accounts of that year, is lower than the sums specified above, the balance shall be carried forward to the next year and utilised for the same purpose.

(2) Any sum or sums payable under sub-paragraph (1) to any State, in the financial year commencing on the 1st day of April, 1985 shall be in addition to the sum or sums payable to that State in that financial year in pursuance of sub-paragraph (1) of paragraph 4 of the Constitution (Distribution of Revenues) Order, 1985.

ZAIL SINGH,  
President.

[No. F. 19(4)/86 — L.1]  
S. RAMAIAH, Secy.

## Notification

New Delhi, the 25th March, 1986

G.S.R. 533 (E).—The following Order made by the President is published for general information:—

“C.O. 128”

THE CONSTITUTION (DISTRIBUTION OF REVENUES) No. 3 ORDER, 1986

In exercise of the powers conferred by article 275 of the Constitution, the President, after having considered the recommendations of the Finance Commission, hereby makes the following Order, namely:—

1. This Order may be called the Constitution (Distribution of Revenues) No. 3 Order, 1986.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. (1) In accordance with the provisions of clause (1) of article 275, there shall be charged on the Consolidated Fund of India—

(a) in the financial year commencing on the 1st day of April, 1985, as grants-in-aid of the revenues of each of the States specified in column (1) of the Table below, the sums specified against it in column (2) of the said Table, towards net interest liability on account of fresh borrowings and lendings of each of those States, in the financial year commencing on the 1st day of April,

1984, as per the recommendations of the Finance Commission in this regard: —

TABLE

State	(Rupees in lakhs)
(1)	(2)
Assam ... ..	2078.14
Himachal Pradesh ... ..	175.49
Jammu and Kashmir ... ..	1584.54
Manipur ... ..	160.73
Meghalaya ... ..	162.41
Nagaland ... ..	219.25
Orissa ... ..	1879.93
Rajasthan ... ..	2149.75
Sikkim ... ..	42.05
Tripura ... ..	206.30
West Bengal ... ..	2972.63:

Provided that if the figures of actual borrowings and lendings as revealed in the accounts of that year, or the rates of interest on borrowings are different from the relevant figures taken into account in determining the grants specified above, the amount of grant so paid shall be adjusted against any sum or sums which may become payable to that State in any of the succeeding years for the same purpose or any other purpose;

(b) in each of the financial years specified below, as grants-in-aid of the revenues of each of the States so specified, the sums specified against it towards additional liability in respect of Plan Schemes completed in the year 1984-85: —

State	1985-86	1986-87	1987-88	1988-89
	(Rupees in lakhs)			
1. Jammu and Kash- mir ... ..	22	15	6	...
2. Nagaland ... ..	88	91	95	98
3. Sikkim ... ..	54	57	61	64
4. Tripura ... ..	21	20	20	19

(2) Any sum or sums payable under clauses (a) and (b) of sub-paragraph (1) to any State shall be in addition to the sum or sums payable to that State in pursuance of sub-paragraph (1) of paragraph 4 of the Constitution (Distribution of Revenues) Order, 1985.

ZAIL SINGH  
President.

[No. F. 19 (3)/86 — L.I.]  
S. RAMAIAH, Secy.

## Notification

LD/1/86-L.A.B./759

The Constitution (Distribution of Revenues Order, 1986 (C. O. 125) made by the President of India and published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i) dated the 24th March, 1986 is hereby republished for general information.

P. V. Kadnekar, Under Secretary (Drafting).

Panaji, 7th August, 1986.

## MINISTRY OF LAW AND JUSTICE

(Legislative Department)

## Notification

New Delhi, the 24th March, 1986

G.S.R. 526(E).—The following Order made by the President is published for general information:—

“C. O. 125”

## THE CONSTITUTION (DISTRIBUTION OF REVENUES)

## (AMENDMENT) ORDER, 1986

In exercise of the powers conferred by article 275 of the Constitution, the President, after having considered the recommendations of the Finance Commission, hereby makes the following Order further to amend the Constitution (Distribution of Revenues) Order, 1984, namely: —

1. (1) This Order may be called the Constitution (Distribution of Revenues) (Amendment) Order, 1986.

(2) It shall be deemed to have come into force on the 1st day of April, 1983.

2. In the Constitution (Distribution of Revenues) Order, 1984, as amended by the Constitution (Distribution of Revenues) (Amendment) Order, 1985, in paragraph 3, in sub-paragraph (1), in the Table below clause (a), —

- (i) against the State of Bihar, in column (5), for the figures “148.84”, the figures “308.39” shall be substituted;
- (ii) against the State of Himachal Pradesh,—
  - (a) in column (2), for the figures “0.77”, the figures “2.57” shall be substituted;
  - (b) in column (3), for the figures “324.31” the figures “358.04” shall be substituted;
- (iii) against the State of Jammu and Kashmir,—
  - (a) in column (2), for the figures “1.50”, the figures “2.92” shall be substituted;
  - (b) in column (5), for the figures “157.17”, the figures “178.90” shall be substituted;
- (iv) against the State of Kerala, in column (2), the figures “0.83” shall be inserted;
- (v) against the State of Madhya Pradesh,—
  - (a) in column (2), for the figures “1.83”, the figures “10.13” shall be substituted;

- (b) in column (4), for the figures "266.62", the figures "283.53" shall be substituted;
- (c) in column (5), for the figures "723.84", the figures "760.23" shall be substituted;
- (vi) against the State of Orissa, in column (5), for the figures "365.23", the figures "443.58" shall be substituted;
- (vii) against the State of Tripura, in column (2), the figures "29.68" shall be inserted;
- (viii) against the State of Uttar Pradesh, in column (2), for the figures "77.29", the figures "183.76" shall be substituted.

ZAIL SINGH,  
President.

[No. F. 19(2)/86-L. I]  
S. RAMAIAH, Secy.

Law Department  
Legal Affairs Branch

#### Notification

LD/1/86-L.A.B./758

The Motor Vehicles (Amendment) Act, 1986 (No. 9 of 1986) passed by Parliament and assented to by the President on the 13th March, 1986 and published in the Gazette of India, Extraordinary, Part II, Section 1 dated 14th March, 1986, is hereby republished for general information.

P. V. Kadnekar, Under Secretary (Drafting) to the Government of Goa, Daman and Diu.

Panaji, 8th August, 1986.

#### The Motor Vehicles (Amendment) Act, 1986

AN

ACT

further to amend the Motor Vehicles Act, 1939.

Be it enacted by Parliament in the Thirty-seventh Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Motor Vehicles (Amendment) Act, 1986.

(2) It shall be deemed to have come into force on the 28th day of January, 1986.

2. *Amendment of section 47.*—In section 47 of the Motor Vehicles Act, 1939 4 of 1939. (hereinafter referred to as the principal Act), in *Explanation I* below sub-section (1C), for the words and figures "sections 55, 63 and 68", the words and figures "sections 55 and 68" shall be substituted.

3. *Amendment of section 63.*—In section 63 of the principal Act,—

(a) in sub-section (11),—

(i) in the opening paragraph,—

(A) the words "in respect of such number of motor vehicles as the Central Government may specify in this behalf in relation to that State" shall be omitted;

(B) for the word and figures "sections 54, 55", the word and figures "sections 45, 54" shall be substituted;

(ii) the proviso shall be omitted;

(b) sub-sections (11A), (11B) and (11C) shall be omitted;

(c) in sub-section (12), in the opening portion,—

(i) the words, brackets and figures "Without prejudice to the provisions of sub-section (1) of section 55," shall be omitted;

(ii) the word "also" shall be omitted.

4. *Amendment of section 68.*—In section 68 of the principal Act, in sub-section (2),—

(a) in clause (ci),—

(i) for the words "public carriers' permits or national permits", the words "or public carriers' permits" shall be substituted;

(ii) the words and figures "or section 63" shall be omitted;

(b) in clauses (cii) and (civ), for the words "public carriers' permits or national permits", the words "or public carriers' permits" shall be substituted.

5. *Repeal and saving.*—(1) The Motor Vehicles (Amendment) Ordinance, 1986, 4 of 1986. is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act, as amended by the said Ordinance, shall be deemed to have been done or taken under the principal Act, as amended by this Act.